

BRIAN J. STRETCH (CABN 163973)  
Acting United States Attorney

DAVID R. CALLAWAY (CABN 121782)  
Chief, Criminal Division

MICHAEL MAFFEI (CABN 240978)  
Assistant United States Attorney

450 Golden Gate Avenue, Box 36055  
San Francisco, California 94102-3495  
Telephone: (415) 436-7246  
Fax: (415) 436-7207  
Email: Michael.Maffei@usdoj.gov

Attorneys for United States of America

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA	)	CASE NO. CR 15-00409 WHA
	)	
v.	)	STIPULATION AND <del>PROPOSED</del> ORDER
	)	EXCLUDING TIME FROM OTHERWISE
LESLIE JAMES MCNEAL,	)	APPLICABLE SPEEDY TRIAL ACT
	)	CALCULATION
Defendant.	)	

**STIPULATION**

IT IS HEREBY STIPULATED by the parties, through undersigned counsel, that:

1. The parties appeared before the Court on March 1, 2016 at 2:00 p.m. for a status hearing. Mr. McNeal was present and in custody and represented by Kenneth Wine. Assistant United States Attorney Michael Maffei appeared for the Government. The parties agreed to stipulate to a continuance of the matter, with time excluded for effective preparation of counsel, to allow defense counsel to review the discovery provided by the government.

2. Accordingly, with the parties' agreement as to the new date, the Court scheduled a change of plea or trial setting date for March 15, 2016 at 2:00 p.m., with the understanding that the parties would submit a Stipulation and Proposed Order excluding time.

3. The parties now formalize their request for a continuance of this matter to March 15,

2016 at 2:00 p.m. for a change of plea or trial setting, and respectfully submit and agree that the period from March 1, 2016 through and including March 15, 2016 should be excluded from the otherwise applicable Speedy Trial Act computation because the continuance is necessary for effective preparation of counsel, taking into account the exercise of due diligence. Specifically, the time requested for exclusion will allow Mr. McNeal's newly appointed attorney to review the discovery in this case.

IT IS SO STIPULATED.

DATED: March 1, 2016

BRIAN J. STRETCH  
Acting United States Attorney

/s/  
MICHAEL MAFFEI  
Assistant United States Attorney

DATED: March 1, 2016

/s/  
KENNETH WINE  
Counsel for the Defendant

**PROPOSED ORDER**

Based upon the above-described Stipulation, THE COURT FINDS THAT the ends of justice served by granting a continuance from March 1, 2016 through and including March 15, 2016 outweigh the best interest of the public and the defendant in a speedy trial, and that failure to grant such a continuance would unreasonably deny the defendant the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

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1 Accordingly, THE COURT ORDERS THAT:

2 1. The parties shall appear before the Court on March 15, 2016 at 2:00 p.m. for a change of  
3 plea or trial setting.

4 2. The period from March 1, 2016 through and including March 15, 2016 is excluded from  
5 the otherwise applicable Speedy Trial Act computation, pursuant to 18 U.S.C. § 3161(h)(7)(A) &  
6 (B)(iv).

7 IT IS SO ORDERED.

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9 DATED: March 8, 2016.

  
HON. WILLIAM ALSUP  
United States District Judge